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5 FRANCIS X. GALLAGHER, et al.,
6 Plaintiffs,
7 v.
8 JPMORGAN CHASE BANK, N.A.,
9 Defendant.

10 Case No. [14-cv-01450-VC](#)
11

**ORDER DENYING MOTION TO
DISMISS WITHOUT PREJUDICE**

Re: Dkt. Nos. 8, 19, 20

12 The motion to dismiss (Docket No. 8) is denied in light of the concern discussed at the
13 hearing on June 19, 2014, that the plaintiffs may not have been served at the correct address. The
14 defendant is ordered to make all reasonable efforts to contact the plaintiffs by telephone or email
15 to determine their current address. Assuming the defendant is unable to make contact with the
16 plaintiffs, the defendant may serve its refiled motion to dismiss and related papers (Docket Nos.
17 23-25) on the plaintiffs at the Los Angeles address provided on the proof of service they
18 completed with their complaint, instead of the address of the home that is the subject of the
foreclosure.

19 The defendant shall also, within four days of the date of this order, serve this order on the
20 plaintiffs at the Los Angeles address (or their current address if the defendant determines the
21 plaintiffs live elsewhere), along with all documents filed in this case by either the defendant or the
22 court. The defendant should include with these documents an easily understandable table of
23 contents.

24 For the plaintiffs' benefit, the court directs their attention to the Handbook for Pro Se
25 Litigants, which is available along with further information on the court's website at
26 <http://cand.uscourts.gov/proselitigants>. The plaintiffs may also contact the Legal Help Center,
27 Golden Gate Avenue, 15th Floor, Room 2796, Telephone No. 415-782-898, for free legal
28 assistance regarding their claims.

1 **IT IS SO ORDERED.**

2 Dated: June 24, 2014



3 VINCE CHHABRIA
4 United States District Judge

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12 **CERTIFICATE OF SERVICE**
13

14 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S.
15 District Court, Northern District of California.
16

17 That on 6/24/2014, I SERVED a true and correct copy(ies) of the attached, by placing said
18 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing
19 said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle
20 located in the Clerk's office.
21

22 Francis X. Gallagher
23 6601 Center Drive West
24 5th Floor
25 Los Angeles, CA 90045
26

27 Helen F. Gallagher
28 6601 Center Drive West
5th Floor
Los Angeles, CA 90045

Dated: 6/24/2014

Richard W. Wieking
Clerk, United States District Court

Kristen Melen

By: _____
Kristen Melen, Deputy Clerk to the
Honorable VINCE CHHABRIA